

BOARD OF MADISON COUNTY COMMISSIONERS
January 8, 2008 MINUTES

On Tuesday, January 8, 2008, a meeting of the Board of Madison County Commissioners came to order at 9:35 a.m. with Commissioners David Schulz, and Jim Hart present. Marilyn Ross was absent to attend an Orientation to Montana Disaster and Emergency Services Course at Fort Harrison in Helena, Montana.

Jim Hart moved to approve the January 3, 2008, minutes as read. David Schulz seconded the motion. All voted aye and the motion carried.

Those people in attendance at the meeting were Charity Fechter, Jessi Fanelli, Marin Olson, Barbie Durham, Dan McCauley, Peggy Kaatz, and Karen Brown.

PLAAI vs. Madison County: The Board discussed a letter from Allen Chronister, Attorney at Law, regarding the PLAA vs. Madison County lawsuit. Jim Hart moved to draft a response to the letter, dated December 31, 2007, supporting the analysis of each of the five points presented in the letter. David Schulz seconded the motion. All voted aye and the motion carried.

Amended TSEP Resolution: Jim Hart moved to adopt Resolution 2-2008, a resolution of Budget Authority for TSEP Funds amending Resolution 42-2007 to combine the engineering portion of the TSEP budget. David Schulz seconded the motion. All voted aye and the motion carried.

Pony Road Closure Petition: The Board reviewed a Petition for Road Closure of a portion of Centennial Street situated between Lots 2 and 1, Block 19, and Lots 10 and 11, Block 13, of Section 18, Township 2 South, Range 2 West, Original Townsite of Pony. Upon recommendation of Marilyn Ross, Jim Hart moved to accept the Petition for Road Closure; to appoint Marilyn Ross and Frosty Armstrong as official viewers; and to set a public hearing date of February 5, 2008, at 2:00 p.m. in the Commissioners' Conference Room at the Virginia City Courthouse. David Schulz seconded the motion. All voted aye and the motion carried.

Cowboy Heaven Phase 3-C Preliminary Plat Extension: Charity Fechter, Planning Director, and Jessi Fanelli, Moonlight Basin Ranch, met with the Board to discuss an extension for the preliminary plat of Phase 3 of Cowboy Heaven PUD. Jessi stated that Moonlight Basin Ranch would like to extend the preliminary plat approval for a period of one year to allow time to complete as many improvements as possible before submitting the final plat for approval. Jessi explained that there have been some alterations to the original plan to allow for a parking area and reduce the total number of units. Based on the recommendation of the Planning Director, Jim Hart moved to extend the preliminary plat approval for Cowboy Heaven Phase 3C (Areas IV-VI) for one year, to February 7, 2009, and approve the modification to Areas IV and VI reducing the number of units from 3 6-plexes and 8 units above the community center to 14 villas and up to 2 units above the community center. David Schulz seconded the motion. All voted aye and the motion carried.

Meetings/Office Hours Resolution: Jim Hart moved to adopt Resolution 3-2008, a resolution setting dates for Commission Meetings and Commissioner Office hours. David Schulz seconded the motion. All voted aye and the motion carried.

Courthouse Office Space Alternatives: The Board discussed an Application for Conditional Use Permit from the Town of Virginia City. The County is considering purchasing the Dick Lee residence and would change the use to County offices. Jim Hart moved to approve the permit application to change the use of property known as Lots 1 and 2, Block 149, Town of Virginia City, from residential to County offices; and to submit the permit application to the Town of Virginia City and present it to the Law and Justice Center working group for consideration. David Schulz seconded the motion. All voted aye and the motion carried.

Madison County Issues: Marin Olson, Field Representative for Denny Rehberg, met with the Board to discuss issues relevant to Madison County. Topics discussed were status of Nursing Homes appropriations, PILT, Secure Rural Schools funding, Wilderness designation and the proposed Forest Plan, possible appropriations for the Public Health program, runway extension at the Ennis airport, expanding senior services, fuel prices, and possible appropriations for a Law and Justice Center. Marin will notify Madison County when appropriations application forms are available on line.

TSEP Bridges and Budgets: Dan McCauley, Great West Engineering, met with the Board to discuss which bridges to prioritize in the next round of TSEP funding. Dan will contact the Montana Department of Transportation to set up a meeting to include MDOT in discussions regarding the scheduling of Madison County bridge replacements.

Commissioner's Meeting – January 8, 2008

The Board continued the following agenda items to Friday, January 8, 2008, beginning at 9:00 a.m.: Claims, Research Analyst Position, Grants, RID Assessment Placement, Virginia City School House Evaluation, Commission Liaisons to County Boards, and TSEP Bridges and Budgets.

With no further business this portion of the meeting was adjourned at 5:00 p.m.

Friday, January 11, 2008: Commissioners David Schulz, Jim Hart, and Marilyn Ross were present for this portion of the meeting.

Claims: The Board approved claims.

Research Analyst Position: Karen Brown, GIS/IT, and Peggy Kaatz, Clerk and Recorder, were present for this portion of the meeting. The Board concluded two final interviews for the Road Research Analyst position. Considering discussion with members of the selection committee, Jim Hart moved to offer the position of Road Research Analyst to Stacy Reid as a short term position that will pay \$15.00 per hour with no additional benefits. Marilyn Ross seconded the motion. All voted aye and the motion carried.

Grants: Marilyn Ross moved to approve submittal of a Montana Supreme Court, Office of Court Administrator, District Court Safety and Security Funding Application, requesting funds in the amount of \$15,840 for recommended security equipment upgrades with the addition of safety glass for the window at the Justice of the Peace's Office. Jim Hart seconded the motion. All voted aye and the motion carried.

TSEP Bridges and Budgets: Marilyn Ross moved to approve the Montana Department of Commerce Treasure State Endowment Program Designation of Depository for Direct Deposit of TSEP funds; to approve the Montana Treasure State Endowment Program Signature Certification form; and to approve the Madison County TSEP Project Management Plan. Jim Hart seconded the motion. All voted aye and the motion carried.

Virginia City School House Evaluation: The Board received two proposals for a structural investigation and assessment of the Virginia City schoolhouse building. The Board took these proposals under advisement and will request input from the Law and Justice Center Committee before making a determination.

Commission Liaisons to County Boards: The Board reviewed the list of County boards and determined which Commissioner will be the liaison for each board. All three commissioners will be liaisons for the Airport Board, the Compensation Board, the Fair Board, Nursing Homes Board, and the 911 Board. Marilyn Ross will be the liaison for the Housing Board and the Solid Waste Board. Jim Hart will be the liaison for Library Board. David Schulz will be the liaison for the Public Health Board and the Weed Board.

RID Assessment Placement: The Board reviewed a letter from Mae Nan Ellingson, Dorsey & Whitney addressing RID questions. The Board concurred with Mae Nan's assessment of these RID issues.

Grants: Per request from Chris Mumme, Director of Emergency Management, Marilyn Ross moved to approve a letter, to be included in a FEMA grant application, in support of a proposed Alternate Emergency Operations Center. David Schulz seconded the motion. Jim Hart left the meeting prior to this discussion but voted aye by proxy. David Schulz and Marilyn Ross voted aye and the motion carried.

David Schulz, Chairman
Board of Madison County Commissioners

Date Approved: January 22, 2008

Minutes prepared by:

Laurie Buyan, Administrative Assistant

Peggy Kaatz, Clerk and Recorder, Madison County